

PROCEEDINGS OF THE WAUKESHA COUNTY BOARD OF SUPERVISORS
Tuesday, November 8, 2005 – 9:00 a.m.

Chairman Dwyer called the meeting to order.

Roll Call: Behrend, Broesch, Bullermann, Cummings, Dwyer, Harenda, Haukohl, Herro, Hutton, Jaske, Jeskewitz, Kallin, Kipp, Klein, Kolb, Kramer, Manke, Mitchell, B. Morris, J. Morris, Nilson, Paulson, Roncke, Seitz, Singert Stamsta, Swan, Thelen, Tortomasi, Wolff

Supervisor Bruce notified the Chairman she would be absent.

Supervisor Pavelko notified the Clerk he would be late.

The following Supervisors were absent: Marchese, Gundrum and Stroud

There were the following public comments:

Eileen Rudnick, UW Extension Budget

Mary Messersmith, Pro SPVR-1

Andrea Beale, UW Extension Budget

Gena Cooper, UW Extension Budget

Supervisor Marchese arrived.

Mary Ann Burrie, UW Extension Budget

Supervisor Stroud arrived.

Dennis Farrell, Pro, SPVR-1

Katie Casucci, UW Extension Budget

Mary Casucci, UW Extension Budget

Judy Larsen, Pro, SPVR

Katherine Krahling, Pro, SPVR-1

Lesley Larsen-Kounfc, Pro, SPVR-1

Tony Goh, Pro, SPVR-1

Mollie Hanson, Pro, SPVR-1

Linda A. Sires, Pro, SPVR-1

David Cappon, Pro, SPVR-1

The following registered, in favor of SPVR-1, but did not wish to speak: John Quaal, Jeanne Barnes, Nicole Hunkins, Jerome Spencer, Cynthia Kitkowski, Michael Edwards, Lorraine Lee, Lisa Bucheger and Scott Sorenson.

The following registered, in favor of funding for UW-Extension, but did not wish to speak: Jeannine Prager, Ann Dougherty, Betty Otter and Lyle Charles

The County Clerk announced the County Executive signed all Ordinances from the October 25, 2005 Board meeting.

Supervisor Jeskewitz moved to approve the minutes of the October 25, 2005 meeting. Supervisor Broesch seconded the motion and it carried by a voice vote unanimously.

Ordinance 160-O-066 was presented for action. (Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the SE ¼ of Section 8, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the A-1 Agricultural District to the R-3 Residential District(CZ -1582))

Supervisor Kolb moved to adopt Ordinance 160-O-066. Supervisor Kramer seconded the motion. The Board was polled and thirty-two (32) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-067 was presented for action. (Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the NE ¼ of Section 14, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the A-P Agricultural Land Preservation and C-1 Conservancy Districts to the R-1 Residential, E-C Environmental Corridor and C-1 Conservancy Districts (CZ-1577))

Supervisor Kolb moved to adopt Ordinance 160-O-067. Supervisor Cummings seconded the motion. The Board was polled and thirty-two (32) votes were cast. Supervisor Marchese voted “no”. The rest, thirty-one (31) voted “aye”. The ordinance was adopted.

Ordinance 160-O-068 was presented for action. (Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the NE ¼ of Section 22, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the A-5 Mini Farm District to the B-3 General Business District (CZ-1581))

Supervisor Broesch left the room.

Supervisor Kolb moved to adopt Ordinance 160-O-068. Supervisor Jaske seconded the motion.

The Board was polled and thirty-one (31) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-069 was presented for action. (Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the S ½ of Section 8, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the A-P Agricultural Land Preservation District to the R-1 Residential District(CZ-1585))

Supervisor Kolb moved to adopt Ordinance 160-O-069. Supervisor Stroud seconded the motion.

Supervisor Broesch returned.

The Board was polled and thirty-two (32) votes were cast, all “aye”. The ordinance was adopted.

Supervisor Pavelko arrived.

Ordinance 160-O-070 was presented for action. (Amend the Waukesha County Shoreland and Floodland Protection Ordinance District Zoning Map in the Village of Dousman by Rezoning Certain Lands Recently Annexed and Located in Part of the SW ¼ and SE ¼ of Section 33, T7N, R17E, Town of Summit, from the A-P Agricultural Land Preservation District to the R-3 Residential District (SVZ-1589))

Supervisor Kolb moved to adopt Ordinance 160-O-070. Supervisor B. Morris seconded the motion. The Board was polled and thirty-three (33) votes were cast. Supervisors Roncke, Kipp and Nilson, three (3) in all voted “no”. The rest, thirty (30) voted “aye”. The ordinance was adopted.

Ordinance 160-O-071 was presented for action. (Amend the Text of the Town of Delafield Zoning Code Text and Zoning Map to Provide for Definitions of New Terms Used in the New Text Amendments and to Correct Previous Older Definitions, to Provide an Upland Environmental Corridor Overlay District and a Pewaukee Lake Non-Shoreland Redevelopment Overlay District, Place Several Areas of the Town into the New Non-Shoreland Redevelopment Overlay District and Amend Certain Areas of Land Known as Lapham Peak Park, Ethan Allan School and the Nagawaukee Golf Course and Park by Rezoning Them into the P-1 Park and Recreational District (ZT-1593))

Supervisor Kolb moved to adopt Ordinance 160-O-071. Supervisor Swan seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-072 was presented for action. (Amend the Town of Genesee District Zoning Map of The Waukesha County Zoning Code for the Town of Genesee by Conditionally Rezoning Certain Lands Located in Part of the NW ¼ of Section 27, T6N, R18E, Town of Genesee, from the R-2 Residential District to the B-2 Local Business District (CZ-1583))

Supervisor Kolb moved to adopt Ordinance 160-O-072. Supervisor Tortomasi seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-073 was presented for action. (Amend the Text of the Town Brookfield Zoning Code Regarding Section 17.02(14)(B) 5.G to Include Office Uses as Commercial Service Facilities in the M-1 and M-2 Districts (ZT-1592))

Supervisor Kolb moved to adopt Ordinance 160-O-073. Supervisor Kallin seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-074 was presented for action. (Amend the Text of the Town of Waukesha Zoning Code Regarding Storage, Landscaping, Setback Requirements for Sanitation and Water Supply, Changes to Allow Setbacks as Well as Other Area and Location Requirements Being Reduced When Sewer and Water Was Available, Increase in the Size of Detached Garages and

Accessory Buildings on Various Sized Parcels, Submittal of Required Information for Board of Appeals Hearings, Requirements for Information to be Submitted with Rezones Along with a Scale, Provisions for Special Exceptions and the Authority of the Board of Appeals to Grant Said Exceptions and New Provisions for Small Sidewalk and Sandwich Signs in Business and Industrial Districts (ZT-1587))

Supervisor Kolb moved to adopt Ordinance 160-O-074. Supervisor Mitchell seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-075 was presented for action. (Appropriate Additional Expenditure Authority for Employee Sick Leave Payouts to the 2005 Non-Departmental Budget)

Supervisor Manke moved to adopt Ordinance 160-O-075. Supervisor Wolff seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 160-O-076 was presented for action. (Department of Senior Services to Accept Medicare Prescription Drug Improvement and Modernization Act Allocation)

Supervisor Stamsta moved to adopt Ordinance 160-O-075. Supervisor Kramer seconded the motion. The Board was polled and thirty-three (33) votes were cast, all “aye”. The ordinance was adopted.

Resolution 160-R-012 was presented for action. (Resolution Approving Issuance of Refunding Revenue Bonds by the Waukesha County Housing Authority (The Arboretum Project))

Supervisor Haukohl moved to adopt Resolution 160-R-012. Supervisor Broesch seconded the motion. The Board was polled and thirty-three (33) votes were cast. Supervisor Kolb voted “no”. The rest, thirty-two (32) voted “aye”. The resolution was adopted.

Chairman Dwyer declared a recess.

Ordinance 160-O-057 was presented for action. (Adopt 2006 Waukesha County Budget)

Supervisor Haukohl moved to adopt Ordinance 160-O-057. Supervisor Paulson seconded the motion.

Supervisor Haukohl moved to adopt Finance Committee proposed amendments 1 – 14 to the 2006 Budget.

FIN-1 – Amend the Medical Examiner budget as follows:

Add Objective #2 under Manage Resources with Fiscal Prudence (PG #90):

Investigate and seek other (non-tax levy) funding sources for additional revenues to help offset the cost of Capital Project #200616, Medical Examiner Expansion.

This amendment results in \$0 additional direct tax levy impact.

FIN-2 – Amend the Emergency Preparedness – General Fund budget as follows:

Add Objective #10 under Innovate and Seek Continuous Quality Improvement [Page #61]:

Work with Communication Center participating agencies to review Emergency Medical Dispatch protocols to monitor and increase quality of dispatch policies and procedures. (throughout 2006).

This amendment results in \$0 additional direct tax levy impact.

FIN-3-Amend the Sheriff Department budget as follows:

Add Objective #5 under Manage Resources with Fiscal Prudence [Page #91]:

Seek a verbal agreement with the Federal Marshal to house an average of 60.35 Federal Inmates per month during 2006. (1st Quarter, 2006)

This amendment results in \$0 additional direct tax levy impact.

FIN-4-Amend the Sheriff Department budget as follows:

Add Objective #5 under Innovate and Seek Continuous Quality Improvements [Page #94]:

Continue to work with the Criminal Justice Collaborating Council to reduce recidivism. (Ongoing)

This amendment results in \$0 additional direct tax levy impact.

FIN-5-Amend the Sheriff Department budget as follows:

Add Objective #5 under Provide Comprehensive Customer Service [Page #94]:

Continue enforcement initiatives designed to reduce incidents of underage drinking and alcohol related motor vehicle crashes involving juveniles, as well as continue initiatives to reduce Operating While Intoxicated (OWI) incidents in general. (Ongoing)

This amendment results in \$0 additional direct tax levy impact.

FIN-6 – Amend the Senior Services-Nutrition Fund budget as follows:

Add the following objective under Innovate and Seek Continuous Quality Improvement (PAGE 141):

Senior Services department staff will explore the feasibility and identify the cost effectiveness associated with replacing hot home delivered meals with frozen home delivered meals where appropriate during 2006 for the 2007 proposed budget. Findings will be reviewed with the

Health and Human Services (HHS) committee prior to the submission of the department's 2007 proposed budget. (2nd QTR 2006).

This amendment results in \$0 additional direct tax levy impact in 2006.

FIN-7-Amend the Senior Services – General Fund budget as follows:

Increase General Government grant revenues \$20,585 and increase personnel cost appropriations by \$5,834, operating expense appropriations by \$14,251 and interdepartmental charges appropriations by \$500 for expenditures associated with continuing the Federal Medicate Prescription Drug, improvement and Modernization Act (MMA), Part D State Pharmaceutical Assistance Program Services grant program in the Benefit Specialist program during 2006.

This amendment results in \$0 additional direct tax levy impact.

FIN-8-Amend the Health and Human Services-Criminal Justice Collaborating Council budget to appropriate Fiscal Year 2006 funding of the three-year 2005 Federal Department of Justice (DOJ) Drug Court Funding as follows:

Increase General Government grant revenues \$171,000 within the Criminal Justice Collaborating Council program based on recent DOJ grant award notification. Increase the operating expense appropriation \$171,000. The grant is for the development of a substance abuse treatment court focused on Operating While Intoxicated (OWI) offenders with the goal of reducing OWI recidivism.

This amendment results in \$0 additional direct tax levy impact.

FIN-9-Amend the Health and Human Services-General (Public Health) budget as follows:

Add objective #2 under Innovate and Seek Continuous Quality Improvement (PAGE 187):

The Public Health division will work cooperatively with the national child study and the principal investigators, the Medical College of Wisconsin and the Waisman Center at the University of Wisconsin-Madison as a pilot Vanguard Center to learn more about the effects of the environment on child health and development and to gather new information about birth defects, pregnancy-related problems and other children's health issues. (4th Qtr 2006).

This amendment results in \$0 additional direct tax levy impact in 2006.

Note: This pilot will be funded by the National Institute of Health, the US Department of Health and Human Services and the Environmental Protection Agency as a pilot Vanguard Center.

FIN-10-Amend the Parks and Land Use-Golf Course Fund budget as follows:

Remove the currently proposed Budget Objective #1 Under Manage Resources With Fiscal Prudence (page 269), "In cooperating with the Department of Administration, evaluate alternatives to funding retirement for seasonal staff to reduce annual operating costs (Goal 1.9, 1st quarter)".

This amendment results in \$0 direct tax levy impact.

Note: It has been determined that the objective is not applicable because after checking with the Department of Employee Trust Funds (ETF) it was determined that the County could not legally opt out of social security coverage for seasonal employees.

FIN-11-Amend the UW Extension budget as follows:

Add Objective #5 under Manage Resources with Fiscal Prudence (page #218):

Develop a core mission, evaluate and prioritize programs with respect to that mission and related county services.

This amendment results in \$0 additional direct tax levy impact.

FIN-12-Amend the UW-Extension budget as follows:

Add Objective #6 under Manage Resources with Fiscal Prudence (page #218):

Evaluate options to reduce Waukesha County Tax levy by consolidating UW Extension duties and services with neighboring county UW Extension departments.

This amendment results in \$0 additional direct tax levy impact.

FIN-13-Amend the Department of Administration budget as follows:

Add objective #6 under Manage Resources with Fiscal Prudence (page #358):

Human Resources division to evaluate efficiencies in use of office space and staffing of smaller departments in order to reduce the County property tax levy. (2nd Qtr 2006)

This amendment results in \$0 additional direct tax levy impact.

FIN-14-Amend the Sheriff department budget as follows:

Increase Operating Expenses \$45,000 in the Inmate Services – Jail program to provide County funding for the Adult Basic Education services provided by Waukesha County Technical College, and reduce Personnel Costs \$45,000 to reflect lower health insurance costs based on a re-estimation of premium costs.

This amendment results in \$0 additional direct tax levy impact.

Supervisor Herro seconded the motion.

Chairman Dwyer requested items to be pulled for separate discussion.

Supervisor J. Morris requested FIN-14.

FIN-14-Supervisor Haukohl moved to adopt as recommended by the Finance Committee. Supervisor Manke seconded the motion.

The Board was polled on FIN-14 and thirty-three (33) votes were cast. Supervisors J. Morris, Behrend, Kolb, Tortomasi, Cummings, Paulson, Pavelko, Seitz, Hutton, Kallin, B. Morris and Singert, twelve (12) in all voted “no”. The rest, twenty-one (21) voted “aye”. The amendment was adopted.

The Board was polled on Finance Committee Amendments 1-13 and thirty-three (33) votes were cast, all “aye”. The amendments were adopted.

SPVR-1 – Supervisor Seitz moved to amend funding and restrictions relating to the Walter J. Tarmann Parkland Acquisition Fund, and transfer that funding to expand the Human Services Developmental Disabilities Program as follows:

Remove current restrictions approved through previous ordinances which limit the use of land acquisition grant reimbursements, landfill siting revenues, park excess revenues over cost, Tarmann Fund interest income, land sale revenues, and permits/other revenues from use for parkland acquisition to allow use of that revenue to fund Health and Human Service program costs for the developmentally disabled.

Decrease currently restricted Tarmann Fund budgeted other revenue by \$425,000, which includes \$3000,000 landfill siting revenues, \$100,000 Tarmann Fund interest income and \$25,000 in other revenues (e.g., from permits and land sale proceeds). Decrease appropriated Tarmann Fund balance \$75,000, which consists of the annual transfer of parks revenues in excess of 30% of park operational costs into the Tarmann Fund. Decrease Tarmann Fund Fixed asset expenditures appropriated for park and open space land acquisitions by \$500,000.

Transfer the above mentioned funding to the Health and Human Services-Long Term Care Developmental Disabilities program budget by increasing other revenues by \$500,000 and operating expenditure authority by \$500,000 to provide community based placements in residential facilities, group homes, and adult family homes for developmental disability clients on waiting lists.

This amendment results in \$0 direct tax levy impact.

Supervisor Cummings seconded the motion.

Supervisor Haukohl moved to call for the question. Supervisor Bullermann seconded the motion. The Board was polled and thirty-three (33) votes were cast. Supervisors Behrend, Cummings, J. Morris, Seitz, Mitchell, Pavelko, Singert and Nilson, eight (8) in all voted “no”. The rest, twenty-five (25) voted “aye”. The motion carried.

The Board was polled on SPVR-1 and thirty-three (33) votes were cast. Supervisors Herro, Stamsta, Marchese, Jeskewitz, Haukohl, Harenda, J. Morris, Swan, Behrend, Mitchell, Kolb, Tortomasi, Paulson, Bullermann, Stroud, Thelen, Hutton, Broesch, Dwyer, Wolff, Roncke, Kallin, Manke, B. Morris, Kipp, Kramer, Klein, Jaske and Singert, twenty-nine (29) voted “no”. The rest, four (4) voted “aye”. The amendment was defeated.

SPVR-2 –Supervisor Kallin moved to amend the Parks and Land Use-Ice Arena Fund budget as follows:

Amend objective #2 under Provide Comprehensive Customer Service (Page 277):

Delete “Expand the Waukesha County Hockey League (WCHL) for the upcoming season” and replace with the following “Work in cooperation with Five Star Hockey towards the goal of maximizing use of County owned ice arena time and related revenues while outsourcing league management to them.

This amendment results in \$0 direct tax levy impact.

Supervisor Kolb seconded the motion.

Supervisor Harenda left the meeting.

The Board was polled and thirty-two (32) votes were cast. Supervisors Herro, Stamsta, Marchese, Jeskewitz, Haukohl, Swan, Behrend, Mitchell, Kolb, Tortomasi, Paulson, Bullermann, Seitz, Thelen, Hutton, Broesch, Dwyer, Wolff, Roncke, Manke, B. Morris, Kipp, Kramer, Klein and Jaske, twenty-five (25) in all voted “no”. The rest, seven (7) voted “aye”. The amendment was defeated.

SPVR-3-Supervisor Singert moved to amend the 2006 Capital budget as follows:

Decrease expenditures for Capital Project #200427 Signal / Safety Improvements (page #433) by \$50,000 in Budget year 2006 from \$800,000 to \$750,000, with a corresponding reduction of \$50,000 of County tax levy.

The amendment results in a reduction of \$50,000 in tax levy.

Supervisor Kolb seconded the motion.

Supervisor Marchese moved to call for the question. Supervisor Kramer seconded the motion. The Board was polled and thirty-two (32) votes were cast. Supervisors Stamsta, Haukohl, J. Morris, Mitchell, Kolb, Cummings, Pavelko, Seitz, Kallin, Nilson and Singert, eleven (11) in all voted “no”. The rest, twenty-one (21) voted “aye”. The motion was defeated.

The Board was polled on SPVR-3 and thirty-two (32) votes were cast. Supervisors Herro, Stamsta, Marchese, Jeskewitz, Haukohl, Swan, Mitchell, Tortomasi, Paulson, Bullermann, Stroud, Thelen, Hutton, Broesch, Dwyer, Wolff, Roncke, Manke, B. Morris, Kipp, Kramer, Klein, Jaske and Nilson, twenty-four (24) voted “no”. The rest, eight (8) voted “aye”. The amendment was defeated.

The Board was polled on the budget as fourteen (14) times amended and thirty-two (32) votes were cast. Supervisors J. Morris, Tortomasi, Stroud, Hutton and Singert, five (5) in all voted “no”. The rest, twenty-seven (27) voted “aye”. The 2006 budget was adopted as fourteen times amended.

Supervisor Manke moved to suspend Waukesha County Code Section 4-79 (b)(2). Supervisor Haukohl seconded the motion. The Board was polled and thirty-two (32) votes were cast. Supervisor Singert voted “no”. The rest, thirty-one (31) voted “aye”. The motion carried.

Supervisor Kramer moved to adjourn to Tuesday, November 15, 2005 at 7:00 p.m. or at the call of the County Board Chair. Supervisor Kipp seconded the motion and it carried by a voice vote unanimously.

The Board adjourned at 12:15 p.m.

Respectfully submitted,

Kathy Nickolaus
Waukesha County Clerk